

Daniel F. Polsenberg
Nevada Bar No. 2376
J Christopher Jorgensen
Nevada Bar No. 5382
Abraham Smith
Nevada Bar No. 13250
LEWIS ROCA ROTHGERBER CHRISTIE LLP
3993 Howard Hughes Pkwy, Suite 600
Las Vegas, NV 89169
Tel: 702.949.8200
E-mail: dpolsenberg@lrrc.com
E-mail: cjorgensen@lrrc.com
E-mail: asmith@lrrc.com

*Co-Counsel for Plaintiff
United Automobile Insurance Company*

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED AUTOMOBILE INSURANCE
COMPANY,

Plaintiff,

vs.

THOMAS CHRISTENSEN, an individual; E.
BREEN ARNTZ, an individual; and GARY
LEWIS, an individual,

Defendants.

Case No.: 2:18-cv-02269-JAD-BNW

**JOINT STATUS REPORT
REGARDING STAY OF DISCOVERY
(ECF NO. 56)**

Thomas Christensen, E. Breen Arntz, Gary Lewis (“Defendants”) and United Automobile Insurance Company (“Plaintiff”) hereby submit this Joint Status Report Regarding Stay of Discovery [ECF No. 56].

On June 26, 2020, Plaintiff and Defendants submitted to the Court a Joint Status Report Regarding Stay of Discovery pursuant to ECF No. 40. The Parties asked for another 90 day stay of proceedings while several associated actions remained pending with other courts considering matters that may affect this case. The parties asked that the next status report be due on September 26, 2020.

On August 7, 2020, Judge Dorsey issued an order indicating she had reconsidered the Defendants’ Motion to Dismiss, but reached the same conclusion, denying the underlying Motion

1 to Dismiss. [ECF No. 55]. On August 11, 2020, Magistrate Weksler signed the June 26, 2020
2 Joint Status Report, but inserted a sentence indicating the next Joint Status Report would be due
3 on August 26, 2020, instead of September 26, 2020. [ECF No. 56]. Then, on August 25, 2020,
4 it appears ECF No. 56 was filed by the Court with a notation, “modified signing”.

5 After a meet and confer held on August 25, 2020 between counsel Chris Jorgensen and
6 James Whitmire, the parties asked for an additional 10 days to file the next Joint Status Report.
7 [ECF No. 57]. The purpose of the request was not for delay, but rather for the parties to meet
8 again and determine if the original reasons for seeking a stay of this case still remain.

9 In the interim 10 days,

10 1. On August 26, 2020, Plaintiff Cheyenne Nalder filed an appeal to the Nevada Supreme
11 Court from the State Court order denying her motion for attorneys’ fees in case 07-A-549111,
12 where UAIG is the Intervenor. [Case No. 81710].

13 2. On September 2, 2020, Mr. Christensen’ client Gary Lewis filed a Motion for Relief
14 Pursuant to FRCP 60(b) in federal case 2:09-cv-1348. [ECF 146 in case 09-cv-1348]; and

15 3. On September 3, 2020, Mr. Christensen filed a Notice of Appeal to the Ninth Circuit
16 Court, from this Court’s order in this case, denying Mr. Christensen’s Special Motion to Dismiss
17 [ECF No. 32], and the subsequent ruling in Mr. Christensen’s Motion for Reconsideration of
18 Order Denying the Special Motion to Dismiss. [ECF No. 55]

19 As a result of the above recent filings, and specifically due to the appeal of two orders in
20 this specific case, the parties believe the current stay of proceedings should remain in effect for
21 the next 90 days from today’s date (i.e., December 2, 2020), while this case and its associated
22 cases, continue to evolve.

DATED this 10th day of September, 2020.

WINNER & SHERROD

By: /s/ Matthew J. Douglas
Matthew John Douglas
Thomas E. Winner
1117 South Rancho Drive
Las Vegas, Nevada 89102

Attorneys for Plaintiff

DATED this 10th day of September, 2020.

SANTORO WHITMIRE

By: /s/ James E. Whitmire
James E. Whitmire (#6533)
10100 W. Charleston Blvd., Suite 250
Las Vegas, Nevada 89135

Attorneys for Defendant Thomas Christensen

DATED this 10th day of September, 2020.

LIPSON NEILSON P.C.

By: /s/ Janeen V. Issacson
Janeen V. Isaacson
9900 Covington Cross Drive, Suite
120 Las Vegas, Nevada 89144

Attorneys for Defendant Gary Lewis

DATED this 10th day of September, 2020.

**LEWIS ROCA ROTHGERBER
CHRISTIE LLP**

By: /s/ J Christopher Jorgensen
Daniel F. Polsenberg (# 2376)
J Christopher Jorgensen (# 5382)
Abraham Smith (# 13250)
3993 Howard Hughes Pkwy, Suite 600
Las Vegas, NV 89169

*Co-Counsel for Plaintiff United
Automobile Insurance Company*

DATED this 10th day of September, 2020.

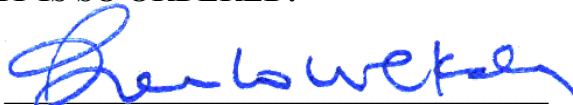
MARQUIS AURBACH COFFING

By: /s/ Brian R. Hardy
Terry A. Coffing (#4949)
Brian R. Hardy (#10068)
10001 Park Run Drive
Las Vegas, Nevada 89145

Attorneys for Defendant E. Breen Arntz

The parties' stipulation is GRANTED. Further, IT IS ORDERED that the parties must file a joint status report on 12/3/2020 regarding the development of this case and other related cases.

IT IS SO ORDERED:



UNITED STATES MAGISTRATE/DISTRICT
COURT JUDGE

DATED: September 25, 2020